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1 SUPREME COURT OF THE STATE OF NEW YORK
2 COUNTY OF WESTCHESTER : CIVIL TERM: PART 1800

3 -----X

4 ELIZABETH MARGRABE and ANTHONY J.
5 RUSCIANO, III, as shareholders of
6 RUSCIANO and SON, CORP., SECOR LANE
7 CORP., and VINRUS CORP., suing in the
8 right of RUSCIANO and SON, CORP.,
9 SECOR LANE CORP., and subsidiaries,
10 and VINRUS CORP., ELIZABETH MARGRABE
11 and ANTHONY RUSCIANO, III, Individually,

12 Plaintiffs,

13 - against -

Index No.
10032-01

14 ANTHONY J. RUSCIANO, II, RUSCIANO and
15 SON, CORP., VINRUS CORP., SECOR LANE
16 CORP., and subsidiaries, PVE COMPANY
17 JOINT VENTURE, PVE II CO., and
18 TONGENE REALTY, COPANY and RUSCIANO
19 ASSOCIATES, INC.

20 Defendants,

21 -----X

22 Westchester County Courthouse
23 111 Dr. Martin Luther King Jr. Blvd.
24 White Plains, New York 10601
25 December 20, 2004

BEFORE:

HON. W. DENIS DONOVAN,
JUSTICE, SUPREME COURT

APPEARANCES are on next page.

BETTY
Margraabe
Testimony
Deposition
#1

1 REDIRECT-E. MARGRABE

2 you.

3 THE COURT: If you want to give me
4 a memorandum, I will take it.

5 MR. SEXTER: You gave us the
6 permission to submit it on the last day of
7 testimony which we're prepared to do.

8 THE COURT: That will be around
9 April 1st.

10 (Recess.)


11

12 Certified to be a true and accurate
13 transcript.

14

15 Certified to be a true and accurate
16 transcript.

17

18 
Susan Magee Gallagher,

19 Senior Court Reporter.

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2 SUPREME COURT OF THE STATE OF NEW YORK
3 COUNTY OF WESTCHESTER

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5 ELIZABETH MARGRABE and ANTHONY J. RUSCIANO,
6 III, as shareholders of RUSCIANO AND SON,
CORP., and VINRUS CORP., suing in the right
of RUSCIANO and SON, CORP., SECOR LANE
CORP., ELIZABETH MARGRABE and ANTHONY
RUSCIANO, III, Individually,
Plaintiff,

7
8 -against-

Index No.
10032/01

9 ANTHONY J. RUSICANO, II, RUSCIANO and SON,
10 CORP., VINRUS CORP., SECOR LANE CORP., and
11 subsidiaries, PVE COMPANY JOINT VENTURE, PVE
II CO., and TONGENE REALTY, COMPANY and
RUSCIANO ASSOCIATES, INC.,

12 Defendants.
13 -----X

14 Westchester County Courthouse
15 111 Dr. Martin Luther King Blvd
White Plains, NY 10601
February 10, 2005

16 B E F O R E:

17 HON. W. DENIS DONOVAN,
18 Supreme Court Justice

19 A P P E A R A N C E S:

20 HARRY D. LEWIS, ESQ. and
GREENBERG & MASSARELLI, ESQS.
Attorneys for Plaintiff
21 BY: WILLIAM GREENBERG, ESQ.

22 SEXTER & WARMFLASH, P.C.
Attorneys for Defendant
23 BY: ALAN SEXTER, ESQ.
24 Of Counsel.

25 SUSAN MAGEE GALLAGHER
SENIOR COURT REPORTER

Betty Margrabe
Deposition
Testimony
#2

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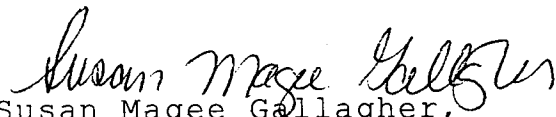
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Susan Magee Gallagher,

19 Senior Court Reporter.

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SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

-----X
ELIZABETH MARGRABE AND ANTHONY J. RUSCIANO, III,
AS SHAREHOLDERS OF RUSCIANO & SON CORP., SECTOR
LANE CORP. AND VINRUS CORP., Suing in the right
OF RUSCIANO & SON CORP., SECTOR LANE CORP. AND
SUBSIDIARIES, and VINRUS CORP., ELIZABETH MARGRABE
AND ANTHONY RUSCIANO, III INDIVIDUALLY.
Plaintiffs,

-against-

Index No.
10032/2001

ANTHONY J. RUSCIANO, II, RUSCIANO & SON CORP., VINRUS
CORP., SECTOR LANE CORP., AND SUBSIDIARIES, PVE
COMPANY JOINT VENTURE, PVE II CO., AND TONGENE
REALTY, COMPANY AND RUSCIANO ASSOCIATES, INC.,
** FEE DISPUTE **

Defendants.

-----X
Westchester County Supreme Court
111 Dr. Martin Luther King Jr., Blvd.
White Plains, New York 10601
April 1, 2005

B E F O R E:

HONORABLE W. DENIS DONOVAN, Judge.

A P P E A R A N C E S:

GREENBERG & MASSARELLI, LLP.
Attorney for the Plaintiff
BY: WILLIAM GREENBERG, ESQ.
2929 Purchase Street
Purchase, New York 10577

HARRY D. LEWIS, ESQ.
Attorney for Elizabeth Margrabe
1001 Avenue of the Americans
New York, New York 10018

SEXTER & WARMFLASH, P.C.
Attorney for Sexter and Warmflash
BY: ALLAN S. SEXTER, ESQ.
115 Broadway
New York, New York 10006

IVY V. STUCKEY
SENIOR COURT REPORTER

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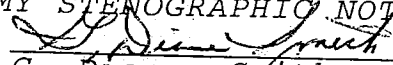
THE COURT: Thank you very much.

End of everything?

(Proceedings concluded.)

* * *

THE ABOVE IS CERTIFIED TO BE A TRUE AND
ACCURATE TRANSLATION OF MY STENOGRAPHIC NOTES.


G. Dianne Smith
Senior Court Reporter

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER: CIVIL TERM: WDD

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ELIZABETH MARGRABE AND
ANTHONY J. RUSCIANO, III
AS SHAREHOLDERS OF RUSCIANO & SON CORP.,
SECOR LANE CORP. AND SUBSIDIARIES,
AND VINRUS CORP., ELIZABETH MARGRABE
AND ANTHONY RUSCIANO, III, INDIVIDUALLY,
Plaintiff(s),

-against-

Index No.
10032/2001
TM. OF MR. HALPERN

ANTHONY J. RUSCIANO, II,
RUSCIANO & SON CORP., VINRUS CORP.,
SECOR LANE CORP., AND SUBSIDIARIES,
PVE COMPANY JOINT VENTURE,
PVE II CO., AND TONGENE REALTY,
COMPANY AND RUSCIANO ASSOCIATES, INC.,

Defendant(s).

-----X
111 Dr. Martin Luther King, Jr. Blvd.
White Plains, New York 10601
June 1, 2005

BEFORE: HONORABLE W. DENIS DONOVAN, JUSTICE

A P P E A R A N C E S :

FOR THE PLAINTIFF(S):
GREENBERG & MASSARELLI, LLP
2929 Purchase Street
Purchase, New York 10577
WILLIAM GREENBERG, Of Counsel
ALSO PRESENT: CRYSTAL M. MASSARELLI, Of Counsel

HARRY D. LEWIS, for Mr. Halpern
Law/Consulting/Risk Management
1001 Avenue of the Americas Fl. 11
New York, NY 10018-5469

(APPEARANCES CONTINUED:)

Phil Halpern
Testimony
J.

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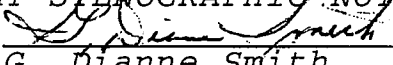
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